

AMENDED IN ASSEMBLY MAY 23, 2008

AMENDED IN ASSEMBLY APRIL 28, 2008

AMENDED IN ASSEMBLY APRIL 3, 2008

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

## **ASSEMBLY BILL**

**No. 2593**

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**Introduced by Assembly Member Adams**  
**(Coauthors: Assembly Members Karnette, Ma, and Portantino)**

February 22, 2008

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An act to amend Section 3003.5 of the Penal Code, relating to sex offenders.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2593, as amended, Adams. Sex offenders: parole.

Existing law prohibits any person who is required to register as a sex offender from residing in a single family dwelling with any other person also required to register as a sex offender, except under certain circumstances.

This bill would ~~provide that a city or county may adopt a local ordinance to include a residential facility that serves 6 or fewer persons, including a sober living facility, within the definition of "single family dwelling," for purposes of that provision. The bill would also specify that a "single family dwelling," for purposes of that provision includes a single room within a hotel.~~

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 3003.5 of the Penal Code is amended to read:

3003.5. (a) Notwithstanding any other provision of law, when a person is released on parole after having served a term of imprisonment in state prison for any offense for which registration is required pursuant to the Sex Offender Registration Act, that person may not, during the period of parole, reside in any single family dwelling with any other person also required to register pursuant to the Sex Offender Registration Act, unless those persons are legally related by blood, marriage, or adoption. For purposes of this section, a city or county may adopt a local ordinance to of this section, “single family dwelling” shall not include a residential facility that serves six or fewer persons, including a sober living facility, within the definition of “single family dwelling.”

(b) For purposes of this section, a “single family dwelling” includes a single room within a hotel.

(c) Notwithstanding any other provision of law, it is unlawful for any person for whom registration is required pursuant to the Sex Offender Registration Act to reside within 2,000 feet of any public or private school, or park where children regularly gather.

(d) Nothing in this section shall prohibit municipal jurisdictions from enacting local ordinances that further restrict the residency of any person for whom registration is required pursuant to the Sex Offender Registration Act.